(14-P)

G. R. S. 58]

Previous references.

S.R. 175-1385 1-3, R. January 1915 1914-15 (S.R.)

File No. 105-14

Serial Nos. 1

Later references.

S.R. 3-1765 19, 23, 122 & 143, R. Nov. 18

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1

Part B for April 1916.

SUBJECT.

Representative Assembly Subject No. 33 of 1914, re the Stamps to be affixed to applications for licenses to build or repair houses & to transport one's own timber from one place to another.

Sh 1 Ill order:-

Issue instructions in the matter of Stamps to be affixed to applications to build or repair houses and to transport timber from one place to another.

W D 1351—GPB—20,000—13-12-15

Mr. Chelmsford's views 31-5-1916.

G. R. S. 11] 1914-15

GENERAL AND REVENUE SECRETARIAT.

(S.R)

NOTES.

File No. 105-14

FILE HEADING.

Representative Assembly Subject No 33 of 1914, regarding the stamp to be affixed to applications for licenses to build or repair houses and to transport one's own timber from one place to another.

From

No.	Dated	Received

Diary No.	Enclos.	Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

P. J. O.

NOTES—First Sheet.

GPB—20,000—8-8-14

2

SUBJECT No. 33.

One anna stamp for certain specified applications.

Mr. V. Raghavachar, Pavagada taluk.

Summary of discussion.—Court fee stamps of annas 8 are required to be affixed to applications for licenses to build or repair houses, to transport one's own timber and fire-wood from one place to another, though free license is said to be issued. This works as a hardship. An anna stamp may be prescribed for such applications.

It was stated that for house building, etc., an eight anna stamp was sometimes used through ignorance, though the law required no stamps.

Reply of Government.—Clear instructions explaining the law will issue.

S.R. 10514

Submitted

4 Two classes of applications are referred to in the above representation. They are;—

(i) Applications for licenses to build or repair houses; &

(ii) —do— do— transport one's own timber and firewood from one place to another.

The first may be subdivided into

(a) Applications relating to municipal areas. &

(b) —do— non-municipal areas.

5 In the case of (a), the Asst Secy. Br III has noted that Section 96 of the Municipal Regulation requires only a notice in writing, and that no application for a license to build or repair, and that no stamp seems necessary, as such a notice is not covered by any article of the Court Fees Regulation.

6 Regarding (b), it has recently been ordered that applications for permission to build houses in non-Municipal areas need not be Stamped. This order perhaps covers also applications for permission to repair.

G.O. no. 744408 S.R. 175-13-3 dt 24-2-1915.

In

R. S. 12]

General and Revenue Secretariat.

S.R. 105. 1914

File No. Uns. 124 of 1915

Serial No.

7. In regard to applications for permission to transport timber it is stated in the note of Branch III dt. 14-9-14 that the Forest Regulation does not seem to require a license to remove timber but requires only the production of a pass issued by the officer empowered to do so, and that an application for the issue of such a pass does not perhaps require to be stamped. The Asst Secy of that Branch has not expressed his opinion in the matter, and he may be requested kindly note on the point.

Flag W

Submd for orders.

Asst Secy Dasara Subject copy is put up (vide pp 38 of that book for sect notice)

Asst 3/8

Asst 3/8/15 Br III) 2/8/15

Submd.

3/8/15 8 Please put up a copy of the rules framed under S 37 of the Forest Regulation.

Leer 4/8

4/8

9

20 Br I for needful action.

5/8/15 10

G.O. No. R 3967-77/H 77-07-1 dt 27th Dec 07 put up.

7-8-15 To Br III)

Leer 9/8

9/8/15

Submd.

9/8/15

NOTE—Contn. sheet.

GPB—25,000—2-11-14

Misc 127-14 124

G. R. S. 12]

General and Revenue Secretariat.

S.R 105 1914
H. File No. Misc 124 of 191 5.

Serial No.	
	11 Subd. The Rules for the grant of licenses for timber and other produce (Govt R. 3978 - H.C. 77-07-28 27/12/1907) do not require any formal written application from the person who wants a license. All that is necessary is payment of the license fees. Therefore no stamp seems to be required.
	3/11/14 12 No application in writing has been prescribed as a condition precedent for the grant of a license. Apparently such licenses have been or may be granted on mere oral applications. In the absence of any rule prescribing an application in writing no stamp seems necessary
	Dr II) 13. Subd for orders. A draft order may be put up accordingly 15/11/14
	14 Draft G.O. Subd. Revised) 13-1-16
	15 To Branches I & IV for favour of remarks

NOTE—Contn. sheet.

GPR—10,000 - 13-6-14

7m 1144 915

(5

J. R. S. 12]

General and Revenue Secretariat.

S.R File No. 605 · of 1914.

Serial No.	
16	It seems to me that Sec 96 municipal Regns read as a whole leave the impression that an application for a license is vexed as the notice has to be followed by grant or refusal of permission
17	Apart from licence for removal of timber &c, oral application can not be given in all cases. Written applns are contemplated in the rules of 12th Jan 1911.

Revise: 2062-15/12

Bvt 18/1/16

BVT) ATV

PTO

NOTE—Contn. sheet.

GPB—20,000—30-6-15

General and Revenue Secretariat.

File No. ~~H~~ S.R 105 of 1914.

Serial No.

Subs

18 Written applications are contemplated for removal of timber from private & inam lands. ~~outside the village~~ Vide Govt Os dt 12.7.11 & 18.10.12.

19. Applications ~~for~~ ~~same~~ cutting etc of timber are exempt from stamps duty (~~Exempt from XIV~~).

Sec 16 of the Court Fees Regn

L.F. Mis. 1783-15

HVR 29/1

my 27.1.16. Subs 27.1.16 (Br IV)

Addn 29/1/16

20 Section 96 of the Municipal Regulation seems to contemplate only a written notice of intention to erect, as distinguished from an application for license to erect. If, however, any doubt is felt by Government in this respect, such notices may be exempted from Stamp duty.

ABM (Br II)

Addn 3/1

21 Submitted

22 ASM Refer para 19 & revised last para of the draft in the light of paras 18 & 19

Addn 4/2

23 Para 5 of draft revised as ordered. Applications for the transport of timber seem to fall under Cl. 1 (b) para 2

NOTE—Contn. sheet.

GPB—70,000—17-12-15

Appeal No. 124 of 1915

G. R. S. 12]

General and Revenue Secretariat.

SR File No. 105 of 1914.

Serial No.	
	of Sch. II of Court Fees Regulation and thus require a Stamp of annas eight. This is entered in the last para of the draft Subject to approval.
	24. The R.B. member has urged that the Stamp Duty of annas eight levied on such applications works as a hardship & that an anna stamp may be prescribed. If considered necessary, the Duty may be reduced to one anna under Section 42 of the Regulation as was done in the case of applications for quarrying stones.
V.	Subd for orders.
	893 BBR
	~~Approved~~ Revised) 20/3/16
	25
	A duty draft may be put up before Sir.
	13/4/16
Duty draft put up	2nd Mr Enter
198. 15.4.16. S.S.H.	Approved. 17/4/16
17/4/16	

Page 1 of these notes.

NOTE—Contn. sheet.

F. R. S. 12]

General and Revenue Secretariat.

S. R File No. 105 of 1914-15

Serial No.	
	To The Stamp Coⁿʳ, Conservatⁿ of Forests, Dy. Coⁿʳ Tumkur, Dy. Coⁿʳ of other Dts, Municipal Presidents & Branches I & IV
	H. No. 5531-48 dt 22.4.16.
1a	Regarding the Stamp to be affixed to certain class of applications.
	2) The file may be sent to the Dasara Section for information and return, before it is recorded.
	ASR 18/5 Dussera Sec/ 17/5
	2a Noted & returned. A copy of the order may kindly be caused to be sent to Dasara Section for record.
	R (92) Br II. 19/5

NOTE—Contn. sheet.

GPB—20,000—30-6-15.

No. Fl. 5531-48—S. R. 105-14-1, dated 22nd April 1916.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

GENERAL AND REVENUE DEPARTMENTS.

Read—

Representative Assembly Subject No. 33 of 1914, regarding the stamp to be affixed to applications for licenses to build or repair houses and to transport one's own timber from one place to another.

Order No. Fl. 5531-48—S. R. 105-14-1, dated 22nd April 1916.

In the Representative Assembly of 1914, it was represented that Court fee stamps of annas eight were required to be affixed to applications for building licenses and for transport of one's timber and that since this worked as a hardship an anna stamp might be prescribed for them. It was also pointed out by some members that for applications for licenses to build houses, the applicants sometimes used eight anna stamps through ignorance, though the law required no stamps. In reply to these representations Government promised to issue clear instructions explaining the law on the point.

2. The applications referred to may be classified as follows:—

(i) Applications for licenses to build or repair houses in non-Municipal areas.

(ii) Appplications for licenses to build or repair houses in Municipal areas.

(iii) Applications for licenses to transport timber from one place to another.

3. It has already been ordered in Government Proceedings No. Fl. 440-8—S. R. 175-13-3, dated 24th February 1915, that applications for permission to build houses in non-Municipal areas need not be stamped. This ruling applies as well to the applications for permission to *repair* houses in the said areas.

4. The second class of applications, *viz.*, for permission to build or repair houses in Municipal areas, does not also require to be stamped, as Section 96 of the Municipal Regulation contemplates only a notice in writing and not an application for a license and as no stamp is required for such notices.

5. In regard to licenses for the transport of timber, however, Government Orders Nos. R. 262-70—Ft. 131-10-3 and R. 2201-9—Ft. 183-11-1, dated 12th July 1911 and 18th October 1912, do contemplate applications in writing and these have to be stamped with a court fee stamp of annas eight under Class I (*b*) of Schedule II of the Court Fees Regulation, the exemption in clause XIV of Section 16 not being applicable to these cases.

V. R. THYAGARAJA IYER,
Secy. to Govt., Rev. Dept.

To—The Commissioner of Stamps in Mysore.
The Conservator of Forests in Mysore.
The Deputy Commissioner, Tumkur District, with a request that the orders may be communicated to the Representative Assembly Member concerned.
The Deputy Commissioners of other Districts.
The Presidents of Municipalities.

Exd—C.R.

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. Fl. 5531-48—S. R. 105-14-1, dated 22nd April 1916

Stamps.

Issues instructions in the matter of — to be affixed to applications to build or repair houses and to transport timber from one place to another.

W D 2700—GPB—4-5-16—250.

Re. the stamps to be affixed to certain classes of applications. 1 to

G.R.S. 28]

Tidy draft

File No. 105-14.

Serial No. 14

*Diary No. of letter replied to*_____

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

( )

READ—

the 191 . R. A. Subject No. 33 of 1914, regarding the stamps to be affixed to applications for licenses to build or repair houses and to transport one's own timber from one place to another.

Date of issue 22-4-16

Signed by W Ramanna Rao

~~ORDER THEREON: No.~~

Order thereon

No 7655 31-48 & 22d April 16

In the R. A. of 1914, it was represented that Court fee stamps of annas eight were required to be affixed to ~~the said~~ applications for building licenses & for transport of one's timber, over.

SUBJECT.

GPB—50,000—1-12-12

and that since this worked as a hardship an anna stamps might be prescribed for them. It was also pointed out by some members that for applications for licences to build houses, the applicants sometimes used eight-anna stamps through ignorance, though the law required no stamps. In reply to these representations Govt. promised to issue clear instructions explaining the law on the point.

2. The applications referred to may be classified as follows:-

(i) Applications for licences to build or repair houses in non-municipal areas.

(ii) — do — — do —
in Municipal Areas.

(iii) Applications for licences to transport timber from one place to another.

3. It has already been ordered in Govt. Proceedings No. 7L. 640-8/S.R. 175-13-3 of 24. 2. 15, that—

G. R. S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

that applications for permission to build houses in non-municipal areas need not be stamped. This ruling applies as well to applications for permission to repair houses in the said areas.

4. The second class of applications viz., for permission to build or repair houses in Municipal areas, does not also require to be stamped, as Section 96 of the Municipal Regulation contemplates only a notice in writing and not an application for a license and as no stamp is required for such notices.

5. In regard to licenses for the transport of timber, however G.O. Nos. R. 262-70 / 7c 131-10-3 & R 2201-9 / 7c 183-11-1 of 12.7.1911 and 18.10.1912, do not contain

Flag L
Flag K

GPB—20,000—7-7-14

applications in writing and these have to be stamped with a court fee stamp of ~~—~~ annas eight under cl 1-(b) of Schedule II of the Court Fees Regn, the exemption in clause XIV of Section 16, not being applicable to these cases.

17/11/16

Secy. to Govt
17/11/16 Rev Deptt.

To The Comr of Stamps in Mysore
" Conservator of Forests "

Dy. Comr Tumkur Dt with a request that the orders may be communicated to the R. A members concerned.

Dy. Comrs of other Dts.
Presidents of Municipalities
Copies to Branches — 1

Print